United States Bankruptcy Court Southern District of Texas

ENTERED

January 31, 2024 Nathan Ochsner, Clerk

IN THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re:)) Chapter 11
ALEXANDER E. JONES,) Case No. 22-33553 (CML)
Debtor.)

AMENDED AGREED SCHEDULING ORDER FOR CONFIRMATION HEARING

WHEREAS, Debtor Alexander E. Jones ("Jones"), the Official Committee of Unsecured Creditors (the "Committee") appointed in the above-captioned chapter 11 case (the "Jones Case"), the Texas Plaintiffs,¹ and the Connecticut Plaintiffs² (collectively, the "Parties") have met and conferred regarding the scheduling of dates relevant to a confirmation hearing to commence on March 25, 2024 (the "Confirmation Hearing") and have agreed to the following proposed scheduling order; and

WHEREAS, the Court has considered the proposed schedule in connection with the Confirmation Hearing;

IT IS HEREBY ORDERED THAT:

1. The following dates and deadlines shall govern confirmation of any plans filed in the Jones Case, including discovery and the conduct of the Confirmation Hearing:

¹ The Texas Plaintiffs comprise Neil Heslin, Scarlett Lewis, Leonard Pozner, Veronique De La Rosa, and Marcel Fontaine.

² The Connecticut Plaintiffs comprise David Wheeler, Francine Wheeler, Jacqueline Barden, Mark Barden, Nicole Hockley, Ian Hockley, Jennifer Hensel, Donna Sota, Carlee Soto Parisi, Carlos M. Soto, Jillian Soto-Marino, William Aldenberg, William Sherlach, and Robert Parker.

Event	Date
Plan Filing Date. The date by which any	
Party or other party in interest must file a plan	Friday, December 15, 2023
(each, a " <u>Plan</u> ").	
Jones Disclosure Statement Filing Date.	
The date by which Jones must file his	Friday, December 22, 2023
disclosure statement in support of any Plan he	Friday, December 22, 2025
has proposed.	
Committee Disclosure Statement Filing	1
Date. The date by which the Committee, the	
Texas Plaintiffs and the Connecticut Plaintiffs	Friday, January 5, 2024
and any other party in interest proposing a	Friday, January 3, 2024
Plan must file its disclosure statement in	
support thereof.	
Written Discovery Deadline. The deadline	
by which the Parties and any other parties in	
interest shall serve discovery relating to any	
Plans, potential objections thereto, and any	
other matters to be heard at the Confirmation	
Hearing (the "Requests"). The Parties and	
other parties in interest may—and are	
encouraged to—serve Requests sooner. The	Tuesday January 0 2024
Parties and any other parties in interest shall	Tuesday, January 9, 2024
serve responses and objections to any	
Requests within two weeks of service of the	
Requests. For the avoidance of doubt, the	
Parties and any other parties in interest shall	
meet and confer in good faith regarding	
timing and any requested extension of	
response deadline.	
Objections to Provisional Approval of	
Disclosure Statements. The date by which	1
Parties and any other parties in interest shall	Tuesday, January 16, 2024
file any objections to the provisional approval	
of any disclosure statements filed.	
Disclosure Statement Hearing Date. The	
date on which the Parties and any other	
parties in interest shall, subject to the Court's	Wadnesday, January 24, 2024
availability, participate in a hearing regarding	Wednesday, January 24, 2024
any disclosure statements filed to seek	
provisional approval thereof.	
Substantial Completion of Document	
Production. The date by which the Parties	
and any other recipients of the Requests shall	Friday, February 2, 2024
substantially complete the production of	
documents in response to the Requests.	

Parties and any other recipients of the		
Requests must commence production of		
documents in response to Requests as soon		
as reasonably possible and shall roll out		
document production in tranches, as		
available. Parties and any other recipients		
of the Requests shall not wait until the		
substantial completion deadline to		
commence production.		
Solicitation Mailing/Publication Deadline.	Monday, January 29, 2024	
Privilege Log Deadline. The date by which		
the Parties and any other recipients of the		
Requests shall have provided logs of	T	
documents responsive to the Requests that	Tuesday, January 30, 2024	
were withheld or redacted on the basis of any		
claim or privilege.		
Preliminary Witness Lists. The date by		
which the Parties and any other parties in		
interest shall exchange lists of witnesses each	Friday, February 23, 2024	
such party in good faith expects to call at the	, ,	
Confirmation Hearing.		
Fact Witness Depositions. The dates during	T 1 F1 47 F1 1	
which the Parties and any other parties in	Tuesday, February 27 – Thursday,	
interest shall conduct fact witness depositions.	February 29, 2024	
Production of Materials Relied Upon in		
Expert Reports. The date by which the		
Parties and any other parties in interest shall		
produce copies of any documents or data that	37 1 27 1 2004	
were (a) relied on by such party's expert in	Wednesday, March 6, 2024	
forming the opinions contained in such report		
and (b) have not already been produced in		
these cases.		
Expert Reports. The date by which the		
Parties and any other parties in interest shall		
simultaneously exchange expert reports, with		
a date for rebuttal reports (if needed) to be		
determined by the Parties and any other	Friday, March 8, 2024	
parties in interest intending to serve such		
reports. Bankruptcy Rule 7026 shall apply in		
its entirely to any expert reports exchanged. ³		
Plan Objection Deadline. The date by		
which objections to any Plan must be filed.	Friday, March 8, 2024	
Exchange of Final Witness and Exhibit		
Lists. The date by which the Parties and any	Friday, March 8, 2024	

³ Any rebuttal opinions may be offered during Expert Depositions.

other parties in interest shall serve a final list		
of witnesses and exhibits they intend to offer		
at the Confirmation Hearing. Witness lists		
shall identify all witnesses that each party will		
call and may call at the Confirmation Hearing		
and shall provide a brief summary of the		
anticipated testimony of each witness.		
Exchange of Exhibits. The deadline by		
which the Parties and any other parties in	E : 1 M 1 0 2024 12 CT	
interest shall exchange exhibits with each	Friday March 8, 2024, 12 pm CT	
other.		
Objections to Final Witness and Exhibit		
Lists. The date by which the Parties and any		
other parties in interest must serve any	Monday, March 18, 2024	
objections to the final witness and exhibit		
lists.		
Expert Depositions. The dates during which		
the Parties and any other parties in interest	[Tuesday, March 19, 2024 – Wednesday,	
shall conduct expert witness depositions.	March 20, 2024]	
Meet and Confer. The date on which the		
Parties shall meet and confer concerning any	[Wednesday, March 20, 2024 / Thursday,	
objections to witnesses or exhibits.	March 21, 2024]	
Filing of Final Witness and Exhibit Lists		
with the Clerk of the Court. The deadline		
by which the Parties and any other parties in	Thursday, March 21, 2024	
interest shall file final exhibit and witness	Thursday, March 21, 2024	
lists with the Clerk of the Court.		
Final Pretrial Conference. The date on		
which the Parties and any other parties in interest shall, subject to the Court's	Thursday, March 21, 2024	
availability, participate in a final pretrial	Thursday, Warch 21, 2024	
conference.		
Reply to Objections. The date by which the		
Parties and any other parties in interest must	Thursday, March 21, 2024	
file their reply to all timely objections to their	• • • • • • • • • • • • • • • • • • • •	
respective Plans.		
Confirmation Hearing Dates. The		
timeframe in which the Parties and any other		
parties in interest shall complete trial. For the	[Monday, March 25, 2024 – Wednesday,	
avoidance of doubt, final approval of any	March 27, 2024]	
disclosure statements filed will be sought		
during the Confirmation Hearing.		

Service. The Parties and any other parties in interest agree to serve by email on all

other Parties and any other parties in interest all discovery requests and written responses.

Parties producing electronically stored information shall simultaneously transmit or make

available such productions to all Parties that are bound by the Stipulated Confidentiality

Agreement and Protective Order, dated February 14, 2023 [FSS ECF No. 461; Jones ECF No.

159].

2.

3. **Discovery Disputes.** The Parties and any other parties in interest shall promptly

seek Court intervention regarding any disputes that cannot be resolved consensually, which

disputes shall be heard by the Court on an expedited basis.

4. **Confirmation Hearing.** The Parties and any other parties in interest will meet and

confer on the details of the Confirmation Hearing, including the sequencing and length of

witness testimony and the presentation of other evidence.

5. **Amendments or Modifications.** The Court may amend or modify the terms of

this Order for good cause shown.

6. **Retention of Jurisdiction.** This Court shall retain jurisdiction over any and all

matters arising from or related to the interpretation of this Order.

Signed: January 31, 2024

Christopher Lopez

United States Bankruptcy Judge

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United States Bankruptcy Court Southern District of Texas

In re: Case No. 22-33553-cml

Alexander E. Jones Chapter 11

Official Committee Of Unsecured Creditor

Debtors

CERTIFICATE OF NOTICE

District/off: 0541-4 User: ADIuser Page 1 of 7
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The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by

the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was

undeliverable.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 02, 2024:

Recip ID		Recipient Name and Address
db		Alexander E. Jones, c/o 2525 McKinnon Street, Suite 425, Dallas, TX 75201
aty	+	Anna Kordas, Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, NY 10036-1000, UNITED STATES 10036-6730
aty	+	David Franklin Hill, IV, Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, NY 10036-6730
aty		Melanie A. Miller, Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, NY 10036-6745
aty	+	Richard A. Cochrane, Caldwell Cassady Curry PC, 2121 N. Pearl St., Ste. 1200, Dallas, TX 75201-2494
aty	+	Theodore James Salwen, Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, NY 10036-6730
aty	+	Vida Robinson, Paul, Weiss, Rifkind, Wharton & Garrison, 1285 Avenue of the Americas, New York, NY 10019-6031
cr	+	Elevated Solutions Group, LLC, c/o Walker & Patterson, P.C., P.O. Box 61301, Houston, TX 77208-1301
cr	+	Erica L. Ash, c/o Cain & Skarnulis PLLC, 303 Colorado Street, Suite 2850, Austin, TX 78701 UNITED STATES 78701-0137
cr	+	Francine Wheeler, Cain & Skarnulis PLLC, Ryan E. Chapple, 303 Colorado Street, Suite 2850 Austin, TX 78701-0137
cr	+	Free Speech Systems, LLC, Free Speech Systems, LLC, c/o Patrick Magill, 3019 Alvin Devane Blvd., Ste 300 Austin,, TX 78741-7417
cr	+	Reeves Law, PLLC, 702 Rio Grande St., Suite 203, Austin, TX 78701-2720
cr	+	Richard M. Coan, c/o Cain & Skarnulis PLLC, 303 Colorado Street, Suite 2850, Austin, TX 78701-0137
cr	+	Security Bank of Texas, P.O. Box 90, Crawford, Tx 76638-0090

TOTAL: 14

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Standard Time.			
Recip ID	Notice Type: Email Address Email/Text: creditcardbkcorrespondence@bofa.com	Date/Time	Recipient Name and Address
	Zinan rext. eleated doxeones pondence e solución	Jan 31 2024 20:01:00	Bank of America N.A., P.O. BOX 31785, Tampa, FL 33631-3785
crem	+ Email/Text: mbrimmage@akingump.com	Jan 31 2024 20:01:00	Official Committee Of Unsecured Creditors, c/o Marty L. Brimmage, Jr., Akin Gump Strauss Hauer & Feld LLP, 2300 N. Field Street, Suite 1800, Dallas, TX 75201-4675
cr	+ Email/Text: lemaster@slollp.com	Jan 31 2024 20:01:00	PQPR Holdings Limited, LLC, c/o Streusand Landon Ozburn & Lemmon LLP, attn: Stephen Lemmon, 1801 S. Mopac Expressway, Suite 320, Austin, TX 78746-9817
cr	+ Email/Text: BKECF@traviscountytx.gov	Jan 31 2024 20:01:00	Travis County, c/o Jason A. Starks, P.O. Box 1748, Austin, TX 78767-1748

TOTAL: 4

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recin ID	Rypace Roseon	Name and Address

aty Akin Gump Strauss Hauer & Feld LLP

cr Carlee Soto Parisi cr Carlos M Soto

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intp		David Ross Jones
cr		David Wheeler
cr		Donna Soto
cr		Ian Hockley
cr		Jacqueline Barden
cr		Jennifer Hensel
cr		Jillian Soto-Marino
cr		Mark Barden
cr		Nicole Hockley
cr		Public Storage
cr		Robert Parker
cr		William Aldenberg
cr		William Sherlach
cr	##+	Leonard Pozner, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774
cr	##+	Marcel Fontaine, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin, Suite 2700, Houston, TX 77002-6774
cr	##+	Neil Heslin, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774
cr	##+	Scarlett Lewis, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774
cr	##+	Veronique De La Rosa, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774

TOTAL: 16 Undeliverable, 0 Duplicate, 5 Out of date forwarding address

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 02, 2024	Signature:	/s/Gustava Winters
Date: 1 co 02, 2024	Digitature.	/ 5/ Gustava Willicis

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 31, 2024 at the address(es) listed below:

Name	Email Address
Avi Moshenberg	on behalf of Plaintiff Leonard Pozner avi.moshenberg@mhllp.com jessica.valdez@mhllp.com
Avi Moshenberg	on behalf of Creditor Leonard Pozner avi.moshenberg@mhllp.com jessica.valdez@mhllp.com
Avi Moshenberg	on behalf of Creditor Marcel Fontaine avi.moshenberg@mhllp.com jessica.valdez@mhllp.com
Avi Moshenberg	on behalf of Plaintiff Veronique De La Rosa avi.moshenberg@mhllp.com jessica.valdez@mhllp.com
Avi Moshenberg	on behalf of Creditor Veronique De La Rosa avi.moshenberg@mhllp.com jessica.valdez@mhllp.com
Avi Moshenberg	on behalf of Creditor Neil Heslin avi.moshenberg@mhllp.com jessica.valdez@mhllp.com
Avi Moshenberg	on behalf of Creditor Scarlett Lewis avi.moshenberg@mhllp.com jessica.valdez@mhllp.com
Avi Moshenberg	

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on behalf of Plaintiff Estate of Marcel Fontaine avi.moshenberg@mhllp.com jessica.valdez@mhllp.com

Avi Moshenberg

on behalf of Plaintiff Neil Heslin avi.moshenberg@mhllp.com jessica.valdez@mhllp.com

Avi Moshenberg

on behalf of Plaintiff Scarlett Lewis avi.moshenberg@mhllp.com jessica.valdez@mhllp.com

Bennett Greg Fisher

on behalf of Creditor Public Storage bennett.fisher@lewisbrisbois.com

candace.russell@lewisbrisbois.com;jann.pigg@lewisbrisbois.com;maria.brito@lewisbrisbois.com;daniel.david@lewisbrisbois.com

m

Bradley J. Reeves

on behalf of Creditor Reeves Law PLLC bradley.reeves@pillsburylaw.com

Christina Walton Stephenson

on behalf of Debtor Alexander E. Jones Crissie.Stephenson@crowedunlevy.com

elisa.weaver@crowedunlevy.com;ecf@crowedunlevy.com

Christina Walton Stephenson

on behalf of Defendant Alexander E. Jones Crissie.Stephenson@crowedunlevy.com

elisa.weaver@crowedunlevy.com;ecf@crowedunlevy.com

Elizabeth Carol Freeman

on behalf of Interested Party Melissa A Haselden liz@lizfreemanlaw.com

kgradney@jw.com; jupo@jw.com; jupo@jw.com; JacksonWalkerLLP@jubileebk.net

Eric Henzy

on behalf of Plaintiff Richard M. Coan ehenzy@zeislaw.com

Ha Minh Nguyen

on behalf of U.S. Trustee US Trustee ha.nguyen@usdoj.gov

Jarrod B. Martin

on behalf of Creditor Neil Heslin jarrod.martin@chamberlainlaw.com

 $Lara. Coleman@chamberlain law.com; atty_jmartin@bluestylus.com; valerie.herrera@chamberlain law.com; valerie.herrera$

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Jarrod B. Martin

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 $Lara. Coleman @ chamberlain law.com; atty_jmartin @ bluestylus.com; valerie.herrera @ chamberlain law.com; atty_jmartin @ bluestylus.com; atty$

Jason Starks

on behalf of Creditor Travis County bkecf@traviscountytx.gov

Jayson B. Ruff

on behalf of U.S. Trustee US Trustee jayson.b.ruff@usdoj.gov

Jennifer Jave Hardy

on behalf of Plaintiff Scarlett Lewis jhardy2@willkie.com mao@willkie.com

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Jennifer Jaye Hardy

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John D Malone

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Marty L Brimmage

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on behalf of Creditor Donna Soto mbrimmage@akingump.com

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Marty L Brimmage on behalf of Creditor David Wheeler mbrimmage@akingump.com

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on behalf of Creditor Neil Heslin mbrimmage@akingump.com

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